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Paper 29

Filed September 22, 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

JEFFREY M. **STAUB**,
PETER H.J. HAJDUKIEWICZ, and LARRY GILBERTSON,
Junior Party
(Patent 6,849,778),

v.

PAL MALIGA
and SYLVIE CORNEILLE
Senior Party
(Application 10/088,634).

Patent Interference No. 105,420
(Technology Center 1600)

Before McKelvey, Senior Administrative Patent Judge, and Delmendo and Lane,
Administrative Patent Judges.

JUDGMENT-NO INTERFERENCE-IN-FACT-BD.R. 127

The joint motion of the parties for a judgment of no interference-in-fact (Paper 27) has been granted. (Paper 28).

Upon consideration of the record and for reasons given, it is

ORDERED that there is no interference-in-fact between claims 1-4 of Staub's 6,849,778 patent and claims 1-21 of Maliga's 10/088,634 application;

FURTHER ORDERED that, if there is a settlement agreement, the parties are directed to 35 USC § 135(c) and Bd. R. 205; and

1 FURTHER ORDERED that a copy of this judgment shall be entered into
2 the administrative records of Staub's 6,849,778 patent and Maliga's 10/088,634
3 application.

/Fred E. McKelvey/)
FRED E. MCKELVEY)
Senior Administrative Patent Judge)

/Romulo H. Delmendo/)
ROMULO H. DELMENDO)
Administrative Patent Judge)

/Sally G. Lane/)
SALLY G. LANE)
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